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DEPARTMENT OF ENERGY
Federal Energy Regulatory Commission

Messalonskee Stream Hydro, LLC

P-2556-080

Notice of Application Accepted for Filing and Soliciting Comments, Motions to Intervene, and Protests

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection.

- a. Type of Application: Temporary Variance of License
- b. Project No.: 2556-080
- c. Date Filed: October 7, 2016
- d. Applicant: Messalonskee Stream Hydro, LLC
- e. Name of Project: Messalonskee Hydroelectric Project
- f. Location: The project is located on the Messalonskee Stream in Kennebec County, Maine
- g. Filed Pursuant to: Federal Power Act, 16 USC §§ 791 (a)-825(r)
- h. Applicant Contact: Andrew Locke, President, Messalonskee Stream Hydro, LLC, 55 Union Street 4th Floor, Boston, MA 02108 (617) 284- 6778
- i. FERC Contact: Steven Sachs, (202) 502-8666, Steven.Sachs@ferc.gov
- j. Deadline for filing comments, motions to intervene, and protests **is 14 days from the issuance of this notice by the Commission.** The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests using the Commission's eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/doc-sfiling/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, please send a paper copy to: Secretary, Federal

Energy Regulatory Commission, 888 First Street, NE, Washington, D.C. 20426. The first page of any filing should include docket number P-2556-080.

k. **Description of Request:** The applicant requests a temporary variance of the Messalonskee Lake elevation requirement as a result of drought conditions. The normal minimum elevation for Messalonskee Lake is 234.4 feet above mean sea level. The applicant states the reservoir surface has already fallen below this level due to low inflow, and proposes the minimum level be temporarily modified to 232.9 feet above mean sea level until January 1, 2017, or until the reservoir surface rises above its normal minimum elevation.

l. **Locations of the Applications:** A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 502-8371. The filing may also be viewed on the Commission's website at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number excluding the last three digits in the docket number field to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call 1-866-208-3676 or e-mail FERCOnlineSupport@ferc.gov, for TTY, call (202) 502-8659.

m. **Individuals desiring to be included on the Commission's mailing list** should so indicate by writing to the Secretary of the Commission.

n. **Comments, Motions to Intervene, or Protests:** Anyone may submit comments, a motion to intervene, or a protest in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, motions to intervene, or protests must be received on or before the specified comment date for the particular application.

o. **Filing and Service of Responsive Documents:** Any filing must (1) bear in all capital letters the title "COMMENTS", "MOTION TO INTERVENE", or "PROTEST" as applicable; (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). All comments, motions to intervene, or protests should relate to project works which are the subject of the temporary variance request. Agencies may obtain copies of the application directly from the applicant. A copy of any protest or

motion to intervene must be served upon each representative of the applicant specified in the particular application. If an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

DATED: October 28, 2016

Nathaniel J. Davis, Sr.,
Deputy Secretary.

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